

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DWIGHT BARTUNEK,)	4:06CV3163
)	
Petitioner,)	
)	
v.)	MEMORANDUM
)	AND ORDER
ROBERT HOUSTON,)	
)	
Respondent.)	

This matter is before the court on a Motion for Leave to Submit Statement in Amicus Curiae, filed by non-party Danny Ball. ([Filing No. 40](#).) This matter is closed and the appeal has been dismissed. ([Filing No. 43](#).) The Motion is therefore moot.

IT IS THEREFORE ORDERED that the Motion for Leave to Submit Statement in Amicus Curiae, filed by non-party Danny Ball, ([filing no. 40](#)) is denied as moot.

July 2, 2008.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge